

**COVER SHEET FOR PROPOSED INTERIM RULE**

Proposed Interim Rule Number \_\_\_\_\_ Rule Number Env-C 700

<p>1. Agency Name &amp; Address:</p> <p>NH Dept. of Environmental Services 29 Hazen Drive P.O. Box 95 Concord, NH 03302-0095</p>	<p>2. RSA Authority: <u>RSA 483:11</u></p> <p>3. Federal Authority: <u>n/a</u></p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Amendment _____</p> <p>Repeal _____</p> <p>Readoption <u>X</u></p> <p>Readoption w/amendment _____</p>
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5. Short Title: Rivers Management and Protection Program

6. Contact person for copies and questions:

Name:	Gretchen Hamel	Title:	Administrator, Legal Unit
Address:	NH Dept. of Environmental Services 29 Hazen Drive P.O. Box 95 Concord, NH 03302-0095	Phone #:	603-271-3137

**\*\*PLEASE ATTACH THE FOLLOWING**, numbered to correspond to the numbers on this sheet (a separate sheet is not required for every item):

7. An explanation of why the interim rule is necessary, including documentary evidence to prove that the agency is acting in accordance with RSA 541-A:19, I, and is not adopting an interim rule solely to avoid the time periods imposed in RSA 541-A.

8. A description of the people, enterprises, and government agencies affected by the rule.

9. The fiscal impact statement prepared by the Legislative Budget Assistant.

**\*\*PLEASE SUBMIT 2 COPIES OF THIS COVER SHEET** and all attachments along with 2 copies of the interim rule to the Division of Administrative Rules. The rule must include an appendix containing the same information about statutes or federal regulations as in Item 10 of Appendix II-J

**\*\*PLEASE SIGN THE FOLLOWING:**

I, the adopting authority,\* hereby certify that the attached is an accurate statement explaining why an interim rule is necessary.

Date: [10-07-04]

Signature: /s/

Name: Michael P. Nolin

Title: Commissioner

\*("Adopting authority" is the official empowered by statute to adopt the rule, or a member of the group of individuals empowered by statute to adopt the rule.)

7. The interim rules are necessary because the rulemaking proceeding to readopt the rules has not been completed, and the existing rules will expire on November 16, 2004. The interim rules will continue rules which would otherwise expire prior to the completion of the readoption of the rules, as expressly allowed by RSA 541-A:19, I9(d).

8. The rules establish the criteria and procedures whereby any New Hampshire organization or resident may nominate a river or any segment or segments of such river for protection under RSA 483. Any New Hampshire organization or resident may be affected by these rules.

9. FIS # 04:201 dated 10/6/04

Fiscal Impact Statement for Department of Environmental Services interim rules governing Rivers Management and Protection Program. [Env-C 700]

**1. Comparison of the costs of the proposed rule(s) to the existing rule(s):**

The proposed interim rules are identical to the existing rules. There is no difference in costs when comparing the proposed interim rules to the existing rules.

**2. Cite the Federal mandate. Identify the impact on state funds:**

No federal mandate, no impact on state funds.

**3. Cost and benefits of the proposed rule(s):**

**A. To State general or State special funds:**

None.

**B. To State citizens and political subdivisions:**

None.

**C. To Independently owned businesses:**

None.